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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/783,236	02/13/2001	Robert J. Greenberg	S133-USA	1573

28284 7590 10/27/2003
SECOND SIGHT, LLC
12744 SAN FERNANDO ROAD
BUILDING #3
SYLMAR, CA 91342

EXAMINER

EVANISKO, GEORGE ROBERT

ART UNIT	PAPER NUMBER
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3762

DATE MAILED: 10/27/2003

14

Please find below and/or attached an Office communication concerning this application or proceeding.

- Abandoned
- Inactive



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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14

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

George R Evanisko
Primary Examiner
Art Unit: 3762

10/24/3

Art Unit: 3762

Response to Amendment

The reply filed on 8/12/03 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The applicant did not pick an embodiment/species from the election of species. The application contains claims directed to three patentably distinct species related to the flexible body electrode array (basically, embodiment 1, claims 1-4, 29, 30, 35, 36, 38-40 and 50, embodiment 2, claims 52-55, and embodiment 3, claims 57-61). See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to George R Evanisko whose telephone number is 703 308-2612. The examiner can normally be reached on M-F 6:30-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Angela Sykes can be reached on 703 308-5181. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703 308-1148.

GRE
October 24, 2003

GEORGE R. EVANISKO
PRIMARY EXAMINER

10/24/3